

BILL LOCKYER, Attorney General
of the State of California
KERRY WEISEL, State Bar No. 127522
Deputy Attorney General
California Department of Justice
1515 Clay Street, 20th Floor
P.O. Box 70550
Oakland, CA 94612-0550
Telephone: (510) 622-2145
Facsimile: (510) 622-2270

Attorneys for Complainant

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

ANTHONY MICHAEL DELZOMPO
318 Doris Avenue
Aptos, California 95003

License No. PT 21739

Respondent.

Case No. 1D 2002 63218

**STIPULATION FOR REVOCATION
OF LICENSE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
above-entitled proceedings, that the following matters are true:

1. Complainant Steven K. Hartzell is the Executive Officer of the Physical
Therapy Board of California (“Physical Therapy Board” or “board”), Department of Consumer
Affairs. He brought this action solely in his official capacity and is represented in this matter by
Bill Lockyer, Attorney General of the State of California, by Kerry Weisel, Deputy Attorney
General.

2. Respondent Anthony Michael Delzompo, P.T. (“respondent”) is
representing himself. Respondent is aware that he may retain counsel to represent him in this
matter but he has chosen not to do so.

3. On August 23, 1996, the Physical Therapy Board issued License Number
PT 21739 to respondent, Anthony Michael Delzompo, P.T. The license was suspended on April
4, 2004 pursuant to Family Code section 17520 for failure to make child support payments.

1 There is no history of prior disciplinary action against this license.

2 4. An Accusation in case No. 1D 2002 63218 was filed on May 28, 2004
3 before the Physical Therapy Board, Department of Consumer Affairs. A copy of the Accusation
4 is attached as Exhibit A and incorporated by reference in this stipulation.

5 5. Respondent has carefully read and understands the nature of the charges
6 and allegations in the Accusation and the effects of this Stipulation for Revocation of License.

7 6. Respondent is fully aware of his legal rights in this matter, including the
8 right to a hearing on the charges and allegations in the Accusation, the right to be represented by
9 counsel, at his own expense, the right to confront and cross-examine the witnesses against him,
10 the right to present evidence and to testify on his own behalf, the right to the issuance of
11 subpoenas to compel the attendance of witnesses and the production of documents, the right to
12 reconsideration and court review of an adverse decision, and all other rights accorded by the
13 California Administrative Procedure Act and other applicable laws.

14 7. For purposes of this stipulation, respondent voluntarily, knowingly, and
15 intelligently waives and gives up each and every right set forth above.

16 8. Respondent understands the nature of the charges alleged in the
17 Accusation and that, if proven at hearing, such charges and allegations would constitute cause for
18 imposing discipline upon his physical therapist's license.

19 9. For the purpose of resolving Case No. 1D 2002 63218 without the expense
20 and uncertainty of further proceedings, respondent gives up his right, as set forth in paragraph 6,
21 above, to contest that cause for discipline exists based on the charges in the Accusation and, in
22 addition, admits to all causes for discipline contained in the Accusation. Respondent agrees to
23 the revocation of his physical therapist's license. The board agrees to waive the costs of
24 investigation and enforcement of this matter.

25 10. All admissions and recitals contained in this stipulation are made solely
26 for the purpose of settlement in this proceeding and for any other proceedings in which the
27 Physical Therapy Board or other professional licensing agency is involved, and shall not be
28 admissible in any other criminal or civil proceedings.

1 11. Respondent understands that by signing this stipulation he is enabling the
2 Physical Therapy Board to issue its order revoking his license without further process. He
3 understands and agrees that Physical Therapy Board's staff and counsel for complainant may
4 communicate directly with the board regarding this stipulation without notice to or participation
5 by respondent or his counsel. If the board fails to adopt this stipulation as its Order, the
6 Stipulation for Revocation of License, except for this paragraph, shall be of no force or effect.
7 The Stipulation for Revocation of License shall be inadmissible in any legal action between the
8 parties and the board shall not be disqualified from further action by having considered this
9 matter.

10 12. Upon acceptance of the stipulation by the board, respondent understands
11 that he will no longer be permitted to practice as a physical therapist in California.

12 13. Respondent fully understands and agrees that if he ever files an application
13 for relicensure or reinstatement in the State of California, the board shall treat it as a petition for
14 reinstatement, respondent must comply with all the laws, regulations and procedures for
15 reinstatement of a revoked license in effect at the time the petition is filed. Respondent agrees
16 that he will not petition for reinstatement for at least two years following the effective date of this
17 decision. Respondent hereby waives any time-based defense he might otherwise have to the
18 charges contained in the Accusation in Case No. 1D 2002 63218 including but not limited to the
19 equitable defense of laches.

20 14. The parties agree that facsimile copies of this Stipulation for Revocation
21 of License, including facsimile signatures on it, shall have the same force and effect as the
22 original Stipulation for Revocation of License.

23 //

24 //

25 //

26 //

27 //

28 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ACCEPTANCE

I, Anthony Michael Delzompo, P.T., have carefully read the above stipulation and enter into it freely and voluntarily and, with full knowledge of its force and effect, do hereby agree to the revocation of my physical therapist's license No. PT 21739 to the Physical Therapy Board of California for its formal acceptance. By signing this stipulation to revoke my license, I recognize that I will lose all rights and privileges to practice as a physical therapist in the State of California.

DATED: August 30, 2004 .

Original Signed By: _____
ANTHONY MICHAEL DELZOMPO, P.T.
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Physical Therapy Board of California of the Department of Consumer Affairs.

DATED: September 3, 2004 .

BILL LOCKYER, Attorney General
of the State of California

Original Signed By: _____
KERRY WEISEL
Deputy Attorney General

Attorneys for Complainant

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 1D 2002 63218

ANTHONY MICHAEL DELZOMPO
318 Doris Avenue
Aptos, California 95003

License No. PT 21739

Respondent.

DECISION AND ORDER

The attached Stipulation for Revocation of License is hereby adopted by the Physical Therapy Board of California of the Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on November 1, 2004 .

It is so ORDERED October 1, 2004 .

Original Signed By: Donald A. Chu, PhD, PT, President
FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

Exhibit A:
Accusation, Case No. 1D 2002 63218